IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1605 OF 2006
IN
FIRST APPEAL NO.1552 OF 2006

The United India Insurance Co Ltd. ...Applicant
Versus
Rajendra Tukaram Avhad & Ors. ...Respondents

Ms Shama Ghotekar i/by Shri N.G.Ghotekar for the Applicant.
None for the Respondent No.1.

CORAM : ABHAY S.OKA, J.
DATED : SEPTEMBER 24th, 2007.

P.C.:

1. Heard Advocate for the Applicant. The first Respondent is the only Claimant in accident claim. The Applicant has deposited entire amount payable as per the impugned Judgment and Award with the Tribunal.

2. Considering the facts and circumstances of the case, Civil Application is disposed of by passing following order:

(i) The Tribunal will permit the first Respondent to withdraw 50% of the total compensation amount deposited by the Appellant without any security. The withdrawal will be subject to final outcome of the Appeal.

(ii) The Tribunal will permit the first Respondent to withdraw balance 50% of the amount on furnishing adequate security for the said amount.

(iii) There will be no orders as to costs.

JUDGE